

BILL NO. G-86-04-25 (AS AMENDED)

GENERAL ORDINANCE NO. G-18-86

AN ORDINANCE amending the Thoroughfare  
Plan of the City Comprehensive ("Master")  
Plan by vacating a portion of dedicated  
right-of-way.

WHEREAS, a petition to vacate a portion of dedicated  
right-of-way within the City of Fort Wayne (as more specifi-  
cally described below) was duly filed with the City Planning  
Commission; and,

WHEREAS, said Commission duly held a public hearing  
thereof; and,

WHEREAS, said Commission has duly forwarded its  
recommendation to this body approving said petition, all in  
accordance with I.C. 36-7-4-512(2) and this body having  
held a public hearing on said vacation as provided in  
I.C. 36-7-2-13; and,

WHEREAS, this body concurs in the recommendation of  
the City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF  
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a  
portion of dedicated right-of-way within the City of Fort  
Wayne, more specifically described as follows, to-wit:

That certain portion of the east/west alley approxi-  
mately 648 feet in length running from the westernmost  
edge of Glasgow Avenue to the easternmost edge of  
Grant Avenue and approximately 14 feet in width lying  
to the south of Lots 156 and 137 through 146, White's  
First Addition to the City of Fort Wayne and to the  
north of lots 155 and 127 through 136, White's First  
Addition to the City of Fort Wayne ("Alley"). Except  
the 14 foot wide portion of the north/south alley,  
which runs from Wayne Street to Washington Street  
approximately 314 feet in length, lying to the east of  
said Lots 134 and 139, and to the west of said Lots  
135 and 138. It is the desire of the parties hereto  
that such alleyway remain intact (the "North/South  
Alley").

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.

\_\_\_\_\_  
Councilmember

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
BRUCE O. BOXBERGER, CITY ATTORNEY

\*\*Public hearing to be held on \_\_\_\_\_, the  
\_\_\_\_\_ day of \_\_\_\_\_ 1986, in the  
Council Chambers.

\_\_\_\_\_  
Sandra E. Kennedy, City Clerk



Read the first time in full and on motion by E. Estab  
seconded by Stur, and duly adopted, read the second time  
by title and referred to the Committee Regulations (and the Ci  
Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Chambers, City-County Building, Fort Way  
Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of  
\_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ .M., E

DATE: 4-22-86

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by E. Estab  
seconded by Lie Quarta, and duly adopted, placed on its  
passage. PASSED ~~(LOST)~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	_____	_____	<u>1</u>	_____
<u>BRADBURY</u>	_____	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 6-10-86

Nadejda Estab  
SANDRA E. KENNEDY, CITY CLERK  
Deputy Clerk

Passed and adopted by the Common Council of the City of Fort  
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)  
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. B-18-86  
on the 10th day of June, 1986,

ATTEST:

(SEAL)

Nadejda Estab  
SANDRA E. KENNEDY, CITY CLERK  
Deputy Clerk

Samuel J. Talarico  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,  
on the 11th day of June, 1986  
at the hour of 11:00 o'clock A. .M., E.S.T.

Nadejda Estab  
SANDRA E. KENNEDY, CITY CLERK  
Deputy Clerk

Approved and signed by me this 12th day of June  
1986, at the hour of 3:00 o'clock P. .M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR., MAYOR



STATE OF INDIANA )  
 BEFORE THE CITY PLAN COMMISSION )  
 OF THE CITY OF FORT WAYNE, INDIANA, ) SS:  
 COUNTY OF ALLEN, AND THE COMMON )  
 COUNCIL OF THE CITY OF FORT WAYNE, )  
 INDIANA. )

PETITION TO VACATE PUBLIC  
STREET AND RIGHT OF WAY

FRANKE PLATING WORKS, INC., an Indiana corporation ("FRANKE"), FALSTAFF BREWING CORP., an Indiana corporation ("FALSTAFF"), AALCO DISTRIBUTING CO., INC., an Indiana corporation ("AALCO"), P.G. ELLIOTT WARHOUSE & REALTY CO., an Indiana corporation ("ELLIOTT"), WILLIAM J. FRANKE and PATRICIA M. FRANKE ("W. and P. FRANKE"), jointly referred to herein as "Petitioners", hereby respectfully petition the Fort Wayne City Plan Commission and the Common Council of the City of Fort Wayne, Indiana, to vacate that certain public alley and right-of-way, located wholly within the City of Fort Wayne, Allen County, Indiana, and described as follows:

That certain portion of the east/west alley approximately 648 feet in length running from the westernmost edge of Glasgow Avenue to the easternmost edge of Grant Avenue and approximately 14 feet in width lying to the south of Lots 156 and 137 through 146, White's First Addition to the City of Fort Wayne and to the north of Lots 155 and 127 through 136, White's First Addition to the City of Fort Wayne ("Alley"). Except the 14 foot wide portion of the north/south alley, which runs from Wayne Street to Washington Street approximately 314 feet in length, lying to the east of said Lots 134 and 139, and to the west of said Lots 135 and 138. It is the desire of the parties hereto that such alleyway remain intact (the "North/South Alley").

Said Alley, as well as the dimensions and location of the same, is shown and reflected on the attached Site Plan, Labeled Exhibit "A", and incorporated herein as if fully set forth.

In support of this petition, Petitioners represent and state as follows:

1. FRANKE is the fee simple owner of Lots Numbered 135, 136 and the westernmost 29 feet of Lot 133 in White's First Addition to the City of Fort Wayne, Indiana, all of which lots abut said Alley.

2. W. and P. FRANKE are the fee simple owners of Lot 134 and the easternmost 37 feet of Lot 133 in White's First Addition to the City of Fort Wayne, Indiana, all of which said lots abut said Alley.



STATE OF INDIANA )  
BEFORE THE CITY PLAN COMMISSION )  
OF THE CITY OF FORT WAYNE, INDIANA, ) SS:  
COUNTY OF ALLEN, AND THE COMMON )  
COUNCIL OF THE CITY OF FORT WAYNE, )  
INDIANA. )

PETITION TO VACATE PUBLIC  
STREET AND RIGHT-OF-WAY

FRANKE PLATING WORKS, INC., an Indiana corporation ("FRANKE"),  
FALSTAFF BREWING CORP., an Indiana corporation ("FALSTAFF"),  
AALCO DISTRIBUTING CO., INC., an Indiana corporation ("AALCO"),  
P. G. ELLIOTT WAREHOUSE & REALTY CO., an Indiana corporation  
("ELLIOTT"), and GLADYS S. FRANKE, jointly referred to herein  
as "Petitioners," hereby respectfully petition the Fort Wayne  
City Plan Commission and the Common Council of the City of  
Fort Wayne, Indiana, to vacate that certain public alley and  
right-of-way, located wholly within the City of Fort Wayne,  
Allen County, Indiana, and described as follows:

That certain portion of the east/west alley approxi-  
mately 648 feet in length running from the westernmost  
edge of Glasgow Avenue to the easternmost edge of  
Grant Avenue and approximately 14 feet in width lying  
to the south of Lots 156 and 137 through 146, White's  
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north of Lots 155 and 127 through 136, White's First  
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Said Alley, as well as the dimensions and location of the  
same, is shown and reflected on the attached Site Plan, labeled  
Exhibit "A", and incorporated herein as if fully set forth.

In support of this petition, Petitioners represent and  
state as follows:

1. FRANKE is the fee simple owner of Lots Numbered 135,  
136, and the westernmost 29 feet of Lot 133 in White's First  
Addition to the City of Fort Wayne, Indiana, all of which lots  
abut said alley.

2. GLADYS S. FRANKE is the fee simple owner of Lot 134  
and the easternmost 37 feet of Lot 133 in White's First Addition  
to the City of Fort Wayne, Indiana, all of which lots abut  
said Alley.

3. FALSTAFF is the fee simple owner of Lots Numbered 131, 132, 155, and the easternmost portion of Lot 130 measuring approximately 32 feet at the northernmost edge and 40 feet at the southernmost edge in White's First Addition to the City of Fort Wayne, Indiana, all of which lots abut said Alley.

4. ELLIOTT is the fee simple owner of Lots Numbered 143, 144, 145, and 146 in White's First Addition to the City of Fort Wayne, Indiana, all of which lots abut said Alley.

5. AALCO is the fee simple owner of Lots Numbered 127, 128, 129, and the westernmost portion of Lot 130 measuring approximately 18 feet at the northernmost edge narrowing to approximately 10 feet at the southernmost edge in White's First Addition to the City of Fort Wayne, Indiana, all of which lots abut said Alley.

6. Petitioners are the owners of all of the real estate abutting on both sides of that portion of said Alley to be vacated hereunder.

7. The purpose of this petition is to permit FRANKE to comply with certain federal, state, and local environmental and pollution control requirements, which necessitate the construction of a waste water treatment and processing plant.

8. Pursuant to such requirements, FRANKE desires, and abutting landowners have consented to, the vacation of said Alley.

9. In conjunction with said vacation, FRANKE will grant to FALSTAFF and GLADYS S. FRANKE a perpetual easement for ingress and egress running north/south between Wayne Street and said Alley on the entire westernmost 14 feet of said Lot 140 and approximately 150 feet in length, all as is more particularly described in Exhibit "B" attached hereto and made a part hereof ("Easement").

10. There are existing utilities located within said Alley to be vacated hereunder. Petitioners will either grant easements for said utilities at the existing locations, or



relocate said utilities and grant easements therefor, as circumstances may require.

11. Petitioners do not request the vacation of that certain north/south alley running from Wayne Street to Washington Street, approximately 314 feet in length, lying to the east of said Lots 134 and 139, and to the west of said Lots 135 and 138. It is the desire of the parties hereto that such alleyway remain intact (the "North/South Alley").

12. To the best knowledge of Petitioners, no other person, firm, or corporation is interested in or affected by the requested vacation.

13. With retention of the existing North/South Alley, as well as the establishment of said Easement which shall connect to said Alley, fire trucks and other emergency or service vehicles shall have adequate access to Petitioners' properties.

14. Petitioners request that the vacated portion of said Alley accrue to the respective abutting portions of Lots 127 through 146, 155 and 156, White's First Addition to the City of Fort Wayne, Indiana.

15. The maintenance of said Alley is not necessary or advantageous to the growth of the City of Fort Wayne, and it will be in the best interest of the City and its residents to vacate the same.

16. Petitioners file this petition pursuant to the authority granted under Indiana Code §36-7-3-12 in order to complete the vacation as hereinabove described.

WHEREFORE, the undersigned Petitioners herein pray that the above-described Alley be vacated in accordance with the provisions of applicable law pertaining thereto, and for all other proper relief.

Dated this 21 day of March, 1986.

FRANKE PLATING WORKS, INC.

By Wm J. Franke  
Its President

FALSTAFF BREWING CORP.

By Valentine S. Puchett  
Its Plant Mgr

AALCO DISTRIBUTING CO., INC.

By Gregory E. Dahm  
Its Vice - President

P. G. ELLIOTT WAREHOUSE & REALTY CO.

By Gregory E. Dahm  
Its Vice - President

Gladys S. Franke  
GLADYS S. FRANKE



76-53-8

RESOLUTION ~~76-52-8~~

WHEREAS, FRANKE PLATING WORKS, INC., FALSTAFF BREWING CORPORATION, AALCO DISTRIBUTING CO., INC., AND P.G. ELLIOTT WAREHOUSE & REALTY COMPANY has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley situated in Fort Wayne, Allen County, to-wit:

That certain portion of the east/west alley approximately 648 feet in length running from the westernmost edge of Glasgow Avenue to the easternmost edge of Grant Avenue and approximately 14 feet in width lying to the south of Lots 156 and 137 through 146, White's First Addition to the City of Fort Wayne and to the north of lots 155 and 127 through 136, White's First Addition to the City of Fort Wayne ("Alley"). Except the 14 foot wide portion of the north/south alley, which runs from Wayne Street to Washington Street approximately 314 feet in length, lying to the east of said Lots 134 and 139, and to the west of said Lots 135 and 138. It is the desire of the parties hereto that such alleyway remain intact (the "North/South Alley").

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

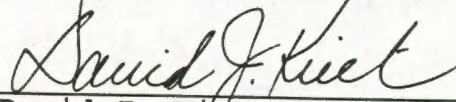
) SS:

COUNTY OF ALLEN )

I, David J. Kuester, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held May 21, 1986 and as same appears of record in the official records of the Board of Public Works.

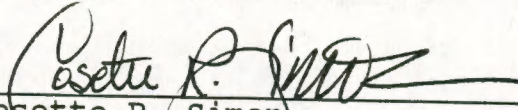
DATED THIS 21st DAY OF May, 1986

FORT WAYNE BOARD OF PUBLIC WORKS



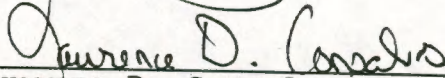
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David J. Kilester  
Director of Public Works



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Cosette R. Simon  
Director of Administration & Finance



---

Lawrence D. Consalvos  
Director of Public Safety



## RESOLUTION

WHEREAS, FRANKE PLATING WORKS, INC., FALSTAFF BREWING CORPORATION, AALCO DISTRIBUTING CO., INC., P.G. ELLIOTT WAREHOUSE & REALTY COMPANY has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley in Fort Wayne, Allen County, to-wit:

That certain portion of the east/west alley approximately 648 feet in length running from the westernmost edge of Glasgow Avenue to the easternmost edge of Grant Avenue and approximately 14 feet in width lying to the south of Lots 156 and 137 through 146, White's First Addition to the City of Fort Wayne and to the north of lots 155 and 127 through 136, White's First Addition to the City of Fort Wayne ("Alley"). Except the 14 foot wide portion of the north/south alley, which runs from Wayne Street to Washington Street approximately 314 feet in length, lying to the east of said Lots 134 and 139, and to the west of said Lots 135 and 138. It is the desire of the parties hereto that such alleyway remain intact (the "North/South Alley").

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-512.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on July 15, 1985, at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated alley.

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated alley in Allen County, Indiana.

STATE OF INDIANA )  
 ) SS:  
COUNTY OF ALLEN )

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held 28 April 1986, and as the same appears of

record in the official records of said Plan Commission.

DATED THIS 20 DAY OF May 1986

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith  
Melvin O. Smith  
Secretary



# Division of Community Development & Planning

BILL NUMBER

## BRIEF TITLE

## APPROVAL DEADLINE

## REASON

Alley Vacation Ordinance

## DETAILS

## Specific Location and/or Address

E/W alley between Glasgow &amp; Grant Avenue

## Reason for Project

To allow for expansion of business.

## Discussion (Including relationship to other Council actions)

21 April 1986 - Public Hearing

Scott Loughheed, representing the petitioners Franke Plating appeared before the Commission. Mr. Loughheed stated that the petitioners are upgrading their waste treatment facility and they need to expand their building. He stated that they have approached Falstaff and AALCO Distributing, who also about the alley and they support the vacation request. He stated that presently the alley is closed at one end by Grant Avenue.

Herman Friedrich questioned if the alley by Grant is vacated.

Mr. Loughheed stated it is closed. He stated that he was not sure if it was "officially" vacated.

There was no one present who wished to speak in favor of or in opposition to the proposed vacation.

## POSITIONS

## RECOMMENDATIONS

## Sponsor

City Plan Commission

## Area Affected

City Wide

Other Areas

Applicants/  
Proponents

## Applicant(s)

Franke Plating  
City Department

Other

## Opponents

Groups or Individuals

Basis of Opposition

Staff  
Recommendation☒ For ☐ Against

Reason Against

Board or  
Commission  
Recommendation

By

☒ For ☐ Against  
☐ No Action Taken

☐ For with revisions to condition  
(See Details column for condition)

CITY COUNCIL  
ACTIONS  
(For Council  
use only)

☐ Pass ☐ Other  
☐ Pass (as amended) ☐ Hold  
☐ Council Sub. ☐ Do not pass

# DETAILS

28 April 1986 - Business Meeting

Of the eight (8) members present 7 voted in favor of approval - one did not vote.

## POLICY/PROGRAM IMPACT

Policy or  
Program  
Change

☐

No

☐

Yes

Operational  
Impact  
Assessment

(This space for further discussion)

Project Start

Date 21 March 1986

Projected Completion or Occupancy

Date 20 May 1986

Fact Sheet Prepared by

Date 20 May 1986

Patricia Biancaniello

Reviewed by

Date 20 May 1986

*Dave Carter*  
Reference or Case Number

*21 May 1986*



# DETAILS

28 April 1986 - Business Meeting

Of the eight (8) members present 7 voted in favor of approval - one did not vote.

## POLICY/PROGRAM IMPACT

Policy or  
Program  
Change

☐ No

☐ Yes

Operational  
Impact  
Assessment

(This space for further discussion)

Project Start

Date 21 March 1986

Projected Completion or Occupancy

Date 20 May 1986

Fact Sheet Prepared by

Date 20 May 1986

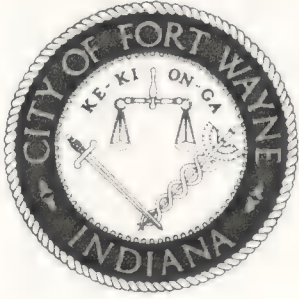
Patricia Biancaniello

Reviewed by

Date 20 May 1986

Reference or Case Number

21 May 1986



# The City of Fort Wayne

May 28, 1986

Ms. Trudy Sterling  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Sterling:

Please give the attached full coverage on the date of  
May 31, 1986, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Bill No. G-86-04-25 (as amended)  
Allen vacation

Please send us 4 copies of the Publisher's Affidavit from  
both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 1



NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
BILL NO. G-86-04-25 (AS AMENDED)

Regarding the E/W alley between Glasgow and Grant Avenue - To allow for expansion of business.

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, June 10, 1986, at 7:00 P.M., in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

That certain portion of the east/west alley approximately 648 feet in length running from the westernmost edge of Glasgow Avenue to the easternmost edge of Grant Avenue and approximately 14 feet in width lying to the south of Lots 156 and 137 through 146, White's First Addition to the City of Fort Wayne and to the north of lots 155 and 127 through 136, White's First Addition to the City of Fort Wayne ("Alley"). Except the 14 foot wide portion of the north/south alley, which runs from Wayne Street to Washington Street approximately 314 feet in length, lying to the east of said Lots 134 and 139, and to the west of said Lots 135 and 138. It is the desire of the parties hereto that such alleyway remain intact (the "North/South Alley").

All interested parties are invited to appear and be heard.

Fort Wayne Common Council

Sandra E. Kennedy  
City Clerk

May 28, 1986

NOTICE OF PUBLIC HEARING ON BILL NO. G-86-04-23 (AS AMENDED)

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, June 10, 1986, at 7:00 P.M. (EST) in the Common Council Conference Room 128, One Main Street, Fort Wayne, Indiana, on the following:

E/W alley between Glasgow & Grant Avenue  
To allow for expansion of business

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

Sandra E. Kennedy  
City Clerk



NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
BILL NO. G-86-04-25 (AS AMENDED)

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All interested parties are invited to appear and be heard.

Fort Wayne Common Council

Sandra E. Kennedy  
City Clerk

BILL NO. G-86-04-25 (as amended)

REPORT OF THE COMMITTEE ON REGULATIONS

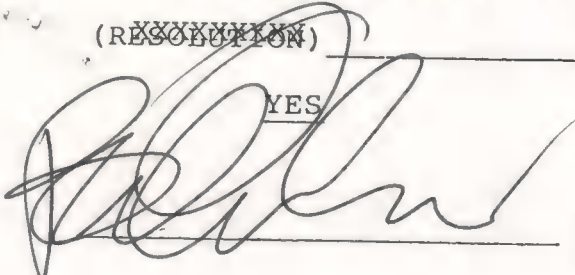
WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS  
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the Thoroughfare  
Plan of the City Comprehensive ("Master") Plan by vacating a portion  
of dedicated right-of-way

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG  
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)

(~~RESOLUTION~~)

YES

NO

  
BEN A. EISBART  
CHAIRMAN

  
JANET G. BRADBURY  
VICE CHAIRWOMAN

  
DONALD J. SCHMIDT

  
THOMAS C. HENRY

  
CHARLES B. REDD

CONCURRED IN 6-10-86

SANDRA E. KENNEDY  
CITY CLERK

# VACATION PETITION #187

A PETITION TO VACATE THE DESCRIBED PORTION OF  
PUBLIC ALLEY.

MAP NO. P-6

COUNCILMANIC DISTRICT NO. 1



## ZONING:

## LAND USE:

- M2 GENERAL INDUSTRY
- M3 HEAVY INDUSTRY
- R2 RESIDENTIAL DISTRICT
- R3 RESIDENTIAL DISTRICT

SCALE: 1"=165'

DATE: 4-7-86





1 BILL NO. G-86-04-25

2 GENERAL ORDINANCE NO. G-\_\_\_\_\_

3 AN ORDINANCE amending the Thoroughfare  
4 Plan of the City Comprehensive ("Master")  
5 Plan by vacating a portion of dedicated  
6 right-of-way.

7 WHEREAS, a petition to vacate a portion of dedicated  
8 right-of-way with the City of Fort Wayne (as more specifi-  
9 cally described below) was duly filed with the City Planning  
10 Commission; and,

11 WHEREAS, said Commission duly held a public hearing  
12 thereon; and,

13 WHEREAS, said Commission has duly forwarded its  
14 recommendation to this body approving said petition, all in  
15 accordance with I.C. 36-7-4-512(2) and this body having  
16 held a public hearing on said vacation as provided in  
17 I.C. 36-7-2-13; and,

18 WHEREAS, this body concurs in the recommendation of  
19 the City Planning Commission.

20 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF  
21 THE CITY OF FORT WAYNE, INDIANA:

22 SECTION 1. That the petition filed herein to vacate a  
23 portion of dedicated right-of-way within the City of Fort  
24 Wayne, more specifically described as follows, to-wit:

25 That certain portion of the east/west alley approxi-  
26 mately 648 feet in length running from the westernmost  
27 edge of Glasgow Avenue to the easternmost edge of Grant  
28 Avenue and approximately 14 feet in width lying to the  
29 south of Lots 156 and 137 through 146, White's First  
30 Addition to the City of Fort Wayne and to the north of  
31 Lots 155 and 127 through 136, White's First Addition to  
32 the City of Fort Wayne ("Alley")

and which vacating amends the Thoroughfare Plan of the City  
Comprehensive ("Master") Plan and is hereby approved in all  
respects.

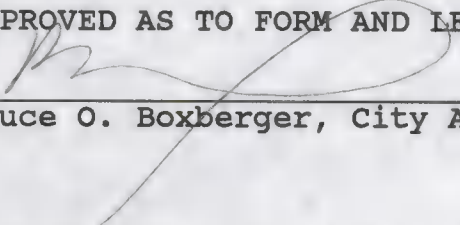
BILL NO. G-86-

Page two

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.

  
Councilmember

APPROVED AS TO FORM AND LEGALITY:

  
Bruce O. Boxberger, City Attorney

\*\* Public hearing to be held on \_\_\_\_\_, the  
\_\_\_\_\_ day of \_\_\_\_\_, 1986, in the  
Council Chambers.

\_\_\_\_\_  
Sandra E. Kennedy, City Clerk

CK# 39157

## RECEIPT

COMMUNITY DEVELOPMENT &amp; PLANNING

No 573

FT. WAYNE, IND., 3 / 21 1986

RECEIVED FROM FRANKIE PLATING WORKS \$ 100.00

THE SUM OF One hundred and 00/100 DOLLARS

ON ACCOUNT OF AUG - VACATION

AUTHORIZED SIGNATURE



Fort Wayne Common Council  
(Governmental Unit)  
Allen County, IN

To JOURNAL-GAZETTE Dr.  
P.O. BOX 100  
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		
Head	number of lines	3
Body	number of lines	25
Tail	number of lines	3
Total number of lines in notice		31

COMPUTATION OF CHARGES

31	1	31	.300¢	9.30
..... lines, .....		columns wide equals .....	equivalent lines at .....	\$.....
cents per line				
Additional charge for notices containing rule or tabular work (50 per cent of above amount)				.....
			2 extra	1.00
Charge for extra proofs of publication (50 cents for each proof in excess of two)				.....
TOTAL AMOUNT OF CLAIM				\$..... 10.30

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type 6 point
Number of insertions 1	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date May 31 19 86

Drusilla Roose  
Title CLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says

that he/she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy.

which was duly published in said paper for one time the dates of publication being

as follows:

5/31/86

Subscribed and sworn to me before this 31 st day of May 19 86

Anne M. Perkins

Notary Public

My commission expires November 29, 1989

NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
BILL NO. G-86-04-25 (AS AMENDED)  
Regarding the E/W alley between Glasgow and Grant Avenue - To allow for expansion of business.  
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, June 10, 1986, at 7:00 p.m., in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

That certain portion of the east/west alley approximately 648 feet in length running from the westernmost edge of Glasgow Avenue to the easternmost edge of Grant Avenue and approximately 14 feet in width lying to the south of Lots 156 and 137 through 146, White's First Addition to the City of Fort Wayne and to the north of lots 155 and 127 through 136, White's First Addition to the City of Fort Wayne ('Alley'). Except the 14 foot wide portion of the north/south alley, which runs from Wayne Street to Washington Street approximately 314 feet in length, lying to the east of said Lots 134 and 139, and to the west of said Lots 135 and 138. It is the desire of the parties hereto that such alleyway remain intact (the 'North/South Alley').

All interested parties are invited to appear and be heard.

Fort Wayne Common Council  
Sandra E. Kennedy  
City Clerk



Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To

NEW-SENTINEL

Dr.

P.O. BOX 100

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		.....
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cents per line							
Additional charge for notices containing rule or tabular work (50 per cent of above amount)							
Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra							
TOTAL AMOUNT OF CLAIM							
							\$ 10.30

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type	6	point
Number of insertions	Size of quad upon which type is cast	6	

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Drusilla Roose*

Date May 31, 19 86 Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time, the dates of publication being as follows:

5/31/86

*Drusilla Roose*

Subscribed and sworn to me before this 31 st day of May 19 86

*Anne M. Perkins*  
Anne M. Perkins Notary Public

My commission expires November 29, 1989

NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
BILL NO. G-86-04-25 (AS AMENDED)  
Regarding the E/W alley between Glasgow and Grant Avenue - To allow for expansion of business. Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, June 10, 1986, at 7:00 p.m., in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:  
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All interested parties are invited to appear and be heard.  
Fort Wayne Common Council  
Sandra E. Kennedy  
City Clerk

5-31

ORIGINAL

ORIGINAL

Admn. Appr.

COUNCILMANIC STRICT No. \_\_\_\_\_

DIGEST SHEET

TITLE OF ORDINANCE Alley Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE Land Use Management - CD&P

SYNOPSIS OF ORDINANCE East/West alley running between Glasgow Avenue and Grant Avenue.

*9-86-04-25*

*(recommended)*

EFFECT OF PASSAGE Property is now public right-of-way. Property will be closed for public use and revert to adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain public right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

(ASSIGN TO COMMITTEE (J.N.) \_\_\_\_\_)